



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Date: July 25, 2007

Lisa M. Schoedel
McDONNELL BÖEHNEN HULBERT & BERGHOFF LLP
300 South Wacker Drive
Chicago, IL 60606

Patent No: 6809684 B2
Application No.: 10/667854
Applicant: Mats A. Brenner
Issued: October 26, 2004
Title: SIGNAL DEFORMATION MONITOR

Request for Certificate of Correction:

Consideration had been given to your request for the issuance of a certificate of correction for the above-identified patent under the provisions of Rule 1.322/1.323.

Respecting the alleged error in column 1, lines 34 and 35, the patent is printed in accordance with the record. Therefore, no correction is in order here under Rule 1.322/1.323.

See the attached sheet from the examiner for detailed reason for denial.

In view of the foregoing, your request in these matters is hereby **denied**.

A certificate of correction will be issued to correct the remaining error mentioned in your request.

Correspondence concerning this matter should be filed and directed to Decisions and Certificate of Correction Branch.


Virginia Tolbert
For Cecelia Newman, Supervisor
Decisions and Certificate of Correction
(703) 305-8309 or (703) 308-9390 ext.113

vt

Art Unit: 3662

1. The changes to column 1 are denied. Applicant's specification states that the documents cited in the section applicant wishes to change are incorporated by reference (p. 2, lines 17-18). In order to incorporate a document by reference into an application, that reference must be identified sufficiently that one could identify that reference. The filed specification, p. 2, lines 23-24 does not appear to provide enough information for one to identify application 10/668,011 from it. At best, one would be able to identify 60/413251. While 10/668,011 is a non-provisional of 60/413251, a non-provisional can contain additional disclosures that were not in the provisional. Additionally, 10/668,011 is a non-provisional of several different provisional, and so many differ in scope from 60/413251 due to these additional disclosures. The filed specification did not provide the necessary notice that application 10/668,011 was incorporated by reference into the patent. Thus, any change that would suggest application 10/668,011 is incorporated by reference into this patent is improper.

2. The change to column 6 is approved.